

Report of Sale and Petition for Order Confirming Sale of Real Property

Age: 62		JEFF DALE , Conservator of the Estate, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
DOB: 12/20/51			
			CONTINUED FROM 09/02/14
		Sale price - \$525,000.00	1. This Petition appear to be for 100% of the real property, however, it appears from the Inventory & Appraisal that Conservatee only owns a ½ community property interest in the property. Therefore, the court may require an amended Petition seeking the sale of only conservatee's ½ community property interest.
		Overbid - \$551,750.00	
Cont. from 090214		Reappraisal - \$262,500.00	2. The Petition states that there is currently a bond in the amount of \$608,000.00, however court records indicate that bond is posted in the amount of \$340,000.00. The Petition does not state whether sale proceeds will be deposited into a blocked account. Need more information regarding bond/blocked account.
<input type="checkbox"/>	Aff.Sub.Wit.	(Need I & A)	
<input checked="" type="checkbox"/>	Verified		Note: No accounting has been filed in this matter since 2010 (the Order on First Account having been filed on 08/10/10). Therefore it is unknown what the current state of the conservatorship estate is, i.e. assets on hand, expenses, etc. Status hearing regarding failure to file the Second Account has been continued to 09/15/14.
<input type="checkbox"/>	Inventory	Property - 365 N. Emperor Fresno, CA	
<input type="checkbox"/>	PTC		Reviewed by: JF
<input type="checkbox"/>	Not.Cred.	Publication - Business Journal	
<input checked="" type="checkbox"/>	Notice of Hrg		Reviewed on: 09/11/14
<input checked="" type="checkbox"/>	Aff.Mail	Buyer - Bridgette Hunter, Gregory K. Sassano and Kimberly D. Sassano as Joint Tenants	Updates: 09/15/14
<input checked="" type="checkbox"/>	Aff.Pub.		Recommendation:
<input type="checkbox"/>	Sp.Ntc.		File 1 - Dale
<input type="checkbox"/>	Pers.Serv.	Broker - \$31,500.00 (6% - payable ½ to Gregory Schneider and ½ to Alison Uremovic)	
<input type="checkbox"/>	Conf. Screen	Petition states that bond in the amount of \$608,000.00 has been posted and no further bond is necessary.	
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input checked="" type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

1) Third and Final Account Current and Subsequent Third and Final Account
Current and Report of Conservator and (2) Petition for Allowance of
Compensation to Conservator and Attorney

DOD: 4/2/14		PUBLIC GUARDIAN , Conservator, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Account period: 1/20/12 – 4/2/14	
Cont. from		Accounting - \$168,962.14	
<input type="checkbox"/>	Aff.Sub.Wit.	Beginning POH - \$140,331.40	
<input checked="" type="checkbox"/>	Verified	Ending POH - \$ 12,149.16	
Inventory		Subsequent Account: 4/3/14 – 6/24/14	
PTC			
Not.Cred.		Accounting - \$16,367.66	
<input checked="" type="checkbox"/>	Notice of Hrg	Beginning POH - \$12,149.16	
		Ending POH - \$ 5,195.25	
<input checked="" type="checkbox"/>	Aff.Mail	Conservator - \$4,490.88	
	W/	(32.50 Deputy hours @ \$96/hr and 18 Staff hours @ \$76/hr)	
Aff.Pub.		Attorney - \$2,416.65	
Sp.Ntc.		(per Local Rule)	
Pers.Serv.		Bond - \$1,046.32	
Conf. Screen			
Letters			
Duties/Supp			
Objections		Petitioner prays for an Order:	
Video Receipt		1. Approving, allowing and settling the third and final account;	
CI Report		2. Authorizing the conservator and attorney fees and commissions;	
9202		3. Payment of the bond fee.	
<input checked="" type="checkbox"/>	Order		
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
			Reviewed by: KT
			Reviewed on: 9/11/14
			Updates:
			Recommendation:
			File 2 – Fly

			<p>PERINE & DICKEN PROFESSIONAL FIDUCIARIES, Trustee, is Petitioner.</p> <p>Petitioner states the beneficiary, Lauren, is now 18. On 8-27-09, the Court approved compromise of an action for damages brought on Lauren's behalf and instructed her guardians ad litem to deposit \$410,051.12 into a bank account pending establishment of a trust, and to expend \$900,000.00 for the purchase of two annuities. The trust was established on 5-12-10.</p> <p>Under Sections 3.1 and 3.2, Lauren is entitled to terminate the trust by written notice to the trustee within 60 days following her 18th birthday. Lauren gave Petitioner her written noticed on 7-31-14 (attached).</p> <p>Lauren is the only beneficiary entitled to present distributions of income and principal and will remain so for the remainder of her life. She has not executed a will or power of appointment; therefore, the contingent beneficiaries are her parents. This is not a special needs trust and the beneficiary has not received Medi-Cal benefits, nor has she been a patient at any State Hospital, and she has not received money from the Dept. of Veterans Affairs. Accordingly, no agencies are entitled to notice of this proceeding.</p> <p>Under Sections 3.3 and 3.5 of the trust, any debts, taxes, and administrative ocsts of the trust must be paid by the trustee prior to distribution. Therefore, a reserve of \$5,000.00 should be maintained to cover these final expenses.</p> <p>Petitioner prays for an order:</p> <p>1) Authorizing the trustee to assign to Lauren Herzog all future rights to receive payments under the annuities in which the trust is named beneficiary; 2) Authorizing the trustee to retain a reserve of \$5,000.00 to discharge the final debts, taxes, and administrative costs owed by the trust and distribute any remaining funds to Lauren Herzog and take such other actions as may be necessary to terminate the trust; and 3) for such other relief as the court deems just.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Consistent with the Court's recent practice, if Court determines an informal accounting of the closing reserve is warranted, Court will set a Status Hearing as follows:</p> <p>Tues 3-24-15 at 9:00 a.m. in Dept. 303 for an Informal Accounting of the \$5,000.00 Closing Reserve.</p> <p>Pursuant Local Rule 7.5, if the document noted above is filed 10 days prior to the date listed, the hearing will be taken off calendar and no appearance will be required. Filing of the informal accounting of closing reserve will not generate a new hearing date.</p>
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	W		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
<p>Reviewed by: skc</p> <p>Reviewed on: 9-11-14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 3 - Herzog</p>				

Atty Barron, Richard B. (for Perine & Dicken Professional Fiduciaries)

Petition of Trustee for Settlement of Fourth Account Current and for Allowance of Fees and Expenses to the Trustee and its Counsel

		PERINE & DICKEN PROFESSIONAL FIDUCIARIES, Co-Trustees Ronald Dicken, Patricia Dicken, Karen Steele, and Christopher Kennedy, are Petitioners. <u>Note:</u> On 11-15-13, Mr. Kennedy resigned as a co-trustee. Petitioners request that his resignation be accepted and that he be discharged and exonerated from any further responsibility as co-trustee. The licenses of the remaining individual co-trustees are current and in good standing. Account period: 5-1-13 through 4-30-14 Accounting: \$387,567.47 Beginning POH: \$354,303.95 Ending POH: \$308,843.08 Trustees: \$3,010.60 (0.75%) Trustees have already been paid \$2,997.42; therefore, the balance due is \$13.18. Attorney: \$2,227.50, which includes 17.90 professional hours per declaration and \$38.00 in costs Bond: Current bond is \$460,000.00. Petitioner states as of the closing date of the accounting, the value of the estate was \$353,585.88, and anticipates \$8,500.00 in income in the next year; therefore, bond should be reduced to \$400,000.00, which includes cost of recovery.	NEEDS/PROBLEMS/COMMENTS: <u>Note:</u> A status hearing will be set as follows: • If a 1-year accounting is required: Tues 9-8-15 at 9:00 a.m. in Dept. 303 for the filing of the 5 th account. • If a 2-year accounting is required: Tues, 9-6-16 at 9:00 a.m. in Dept. 303 for the filing of the 5 th account. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice		Petitioners pray for an Order: 6) Approving, allowing and settling the fourth account; 7) Approving the Trustee fees; 8) Reducing the trustee's bond to \$400,000.00; 9) Authorizing the attorney fees and costs; 10) Accepting the resignation of Christopher Kennedy as co-trustee; and 11) For such other further relief as the Court deems just.	Reviewed by: skc Reviewed on: 9-11-14 Updates: Recommendation: File 4 - Martin

(1) Petition for Final Distribution and (2) for Allowance of Compensation for Ordinary Services on Waiver of Accounting

DOD: 3-4-10		MYRA WENZEL and JACKIE CARRELL, Co-Executors with Full IEA without bond, are Petitioners. Accounting is waived. I&A: \$485,000.00 POH: \$277,556.28 (cash) Co-Executors (Statutory): \$8,980.00 Attorney (Statutory): \$8,980.00 Costs: \$1,618.00 (publication, probate referee, reappraisal, certified letters, filing fee) Myra Wenzel: \$7,976.41 (\$5,731.62 for reimbursement of out-of-pocket expenses incurred in connection with the property plus \$2,244.79, which is the current balance on a charge account opened at Home Depot to pay for carpeting and flooring at the property) Petitioners state that in light of the language of the will Section 4(a) being different than 4(b) through (e), Petitioners propose to distribute as follows: Dale Carrell: \$62,500.47 Jackie Carrell: \$62,500.47 Dean Carrell: \$62,500.47 Myra Wenzel: \$62,500.47	NEEDS/PROBLEMS/COMMENTS: See Page 2.	
Cont'd from 081214				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input checked="" type="checkbox"/>	Inventory			
<input checked="" type="checkbox"/>	PTC			
<input checked="" type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			w
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			5-20-10
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input checked="" type="checkbox"/>	9202			
<input type="checkbox"/>	Order			x
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input checked="" type="checkbox"/>	FTB Notice			

Reviewed by: skc
Reviewed on: 9-10-14
Updates:
Recommendation:
File 5 – Carrell-Brockett

1. The Decedent had five children: Dale, Jackie, Dean, Myra, and June.

The Decedent's will divided her estate into 1/5 shares, with each share going to one child, or their issue if they do not survive the Decedent, except for the share that would be June's, at Section 4(a), which instead specifically devises the 1/5 share to June and one of her daughters, Connie, share and share alike, or to the survivor. 4(a) does not include a statement like the other shares at 4(b) through 4(e) that if they do not survive the decedent, their issue would take. 4(a) is silent in that regard.

However, at Section 4(f), the will states: "*In the event any child of mine shall not survive me, and shall leave no issue who survive me, then that share shall pass to my issue who survive me, by right of representation.*"

June, a child of the decedent, did have other issue in addition to Connie: Shonnie, Lonnie, and Tonnie.

Also, the share was devised to both June and Connie. In other words, it wasn't June's share alone. Connie was a devisee in her own right. But it is not known if Connie had issue. Both June's issue and Connie's issue, if any, would be considered issue of the Decedent as well.

Because June and Connie are deceased, and Section 4(a) does not include language re: the share passing to either of their issue like the language included in Sections 4(b) through 4(e), it appears Petitioners assume that Section 4(f) regarding passing the share to surviving issue does not apply to that share, and therefore, that share lapses.

As such, Petitioners propose distribution in 1/4 shares to the Decedent's surviving children: Dale, Jackie, Dean, and Myra.

The Court may wish to discuss Petitioner's interpretation of the will, and may require further notice to June's issue and Connie's issue, if any.

June's daughters Shonnie, Lonnie, and Tonnie were sent notice of the hearing, but the notice did not include a copy of the petition with the proposed distribution. Further, it is not known whether Connie was survived by issue, as this information has never been provided.

If it is determined that the share did lapse, need order.

If it is determined that the share did not lapse, need amended petition.

Minute Order 8-12-14: The Court directs Mr. Gromis to mail the petition for final distribution to all heirs.

(Notice of Hearing filed 9-5-14 shows that a copy of the petition was mailed to all heirs on 9-5-14, which is 11 days prior to this hearing.)

DOD: 7/29/2010	FRANK SCOTT HINE was appointed Administrator with Full IAEA and bond set at \$118,260.00 on 1/5/2011.	NEEDS/PROBLEMS/COMMENTS: Continued from 8/5/14. Minute order states Attorney Krbechek is not present on today's date. The Court would like to see a status of the proceeds at the next hearing and if the funds have been placed into a blocked account. 1. Need First Account, Petition for Final Distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.
	Minute order dated 6/15/2012 states the court orders bond set at \$45,000.00 and Limited IAEA authority. Bond of \$45,000.00 filed on 8/10/12. Letters issued 10/24/12.	
Cont. from 062113, 080213, 091313, 111513, 31714, 040214, 042214, 060314, 080514		
Aff.Sub.Wit.	Letters issued 10/24/12.	
Verified		
Inventory	Inventory and Appraisal filed on 6/6/2012 showing the estate valued at \$134,550.00	
PTC		
Not.Cred.	Creditor's Claims filed:	
Notice of Hrg	CitiBank - \$12,563.66	
Aff.Mail	DCM Services - \$ 260.80	
Aff.Pub.	Frank Hine - \$ 4,743.41	
Sp.Ntc.	Donna Langlely - \$17,625.99	
Pers.Serv.	Wesley Langlely - \$ 1,397.38	
Conf. Screen	FTB - \$ 2,660.09	
Letters	FTB - \$ 4,337.54	
Duties/Supp	Total \$43,689.17	
Objections	Former Status Report filed 9/9/13 states Mr. Krbechek met with Mr. Hine since the last status conference. Mr. Hine will be present in court on 9/13/13 to provide updated information regarding the status of the estate. The beneficiary of the estate is the decedent's minor daughter, Noelle Hine. Ms. Hine will turn 18 before the end of this year. Mr. Hine has been making all the monthly payments on the house and the loan is current. Ms. Hine's future is uncertain and she is not ready to own a house. Thus, it is in the best interest of the estate that the house be sold. The personal representative will provide an update regarding the status of the property listing at the next hearing.	
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

Former Status Report of Randolph Krbechek filed on 11/14/13 states he has met with Mr. Hine several times since the last hearing. Mr. Hine reports that he has completed most of the tasks to close the estate. The home is listed for sale and is in good, saleable condition. It is anticipated that they will be receiving offers in the foreseeable future. Sale of the real property must be confirmed by the court.

Order Confirming Sale of Real Property was signed on 4/22/14.

Probate Status Hearing Re: Filing Blocked Account Receipt

DOD: 7/29/2010	FRANK SCOTT HINE was appointed Administrator with Full IAEA and bond set at \$118,260.00 on 1/5/2011.	NEEDS/PROBLEMS/COMMENTS: Continued from 8/5/14. Minute order states Attorney Krbechek is not present on today's date. The Court would like to see a status of the proceeds at the next hearing and if the funds have been placed into a blocked account.
Cont. from 060314, 080514	Minute order dated 6/15/2012 states the court orders bond set at \$45,000.00 and Limited IAEA authority.	
Aff.Sub.Wit.	Bond of \$45,000.00 filed on 8/10/12.	<p>2. Need Receipt for Blocked Account or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
Verified	Letters issued 10/24/12.	
Inventory	On 4/22/14 the court signed an Order Confirming Sale of Real Property. The Order required the proceeds from the sale be placed into a blocked account.	
PTC	This status hearing was set for the filing of the Receipt for Blocked Account.	
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: KT
		Reviewed on: 9/10/14
		Updates:
		Recommendation:
		File 6B – Hine

Atty Horton, Lisa, of Walters & Moshrefi (for Guardian Marleen Coronel Maffeo)

Probate Status Hearing Re: Filing Second Account

		NEEDS/PROBLEMS/COMMENTS:
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		OFF CALENDAR Calendared in error
		Reviewed by: LEG
		Reviewed on: 9/11/14
		Updates:
		Recommendation:
		File 7 - Maffeo

**Petition for Probate of Will and for Letters Testamentary; Authorization to
Administer Under IAEA (Prob. C. 8002, 10450)**

DOD: 09/09/2012		KEVIN R. BENZLER , son/named executor without bond, is petitioner.	NEEDS/PROBLEMS/COMMENTS:	
		Full IAEA – o.k.	<p>Note: If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Tuesday, 01/20/2015 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Tuesday, 11/17/2015 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. 	
Cont. from 072314		Will dated: 08/27/2010	<p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>	
<input type="checkbox"/>	Aff.Sub.Wit.	s/p		
✓	Verified			Residence: Fresno Publication: The Business Journal
	Inventory			
	PTC			Estimated value of the Estate: Personal property - \$150,000.00 Real property - \$150,000.00 Total \$300,000.00
	Not.Cred.			
✓	Notice of Hrg			Probate Referee: Steven Diebert
✓	Aff.Mail	w/		
✓	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: LV Reviewed on: 08/18/2014 Updates: Recommendation: Submitted File 8 - Benzler	

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 03/04/2014		MARIA GUARDALUPE WARREN, daughter/named Executor without bond, is petitioner. Full IAEA – o.k. Will dated: 08/29/1985 Residence: Reedley Publication: The Business Journal Estimated value of the Estate: Real property - \$280,000.00 Probate Referee: Steven Diebert Memorandum of Points and Authorities Regarding Substantial Compliance with Publication Requirement filed 08/27/2014.	NEEDS/PROBLEMS/COMMENTS: Continued from 08/28/2014 1. Petition indicates decedent's residence at the time of death was Reedley, California, therefore the correct publication should be The Reedley Exponent. Petitioner published in The Business Journal. Note: If the petition is granted status hearings will be set as follows: <ul style="list-style-type: none"> • Thursday, 01/29/2015 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Thursday, 11/19/2015 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.	
Cont. from 082814				
<input type="checkbox"/>	Aff.Sub.Wit.			s/p
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			w/
<input checked="" type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
Reviewed by: LV				
Reviewed on: 09/10/2014				
Updates:				
Recommendation:				
File 9 - Reyes				

Atty Jaech, Jeffrey A., of Baker Manock & Jensen (for Petitioner Hiroko Taguchi)
 Atty McCloskey, Daniel T., of Tuttle & McCloskey (for Walter Taguchi, Trustee)

Petition for Appointment of Successor Trustee

Chiaki DOD: 10/27/1999		HIROKO TAGUCHI, aka GAY H. TAGUCHI , child and Trust Beneficiary, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
Charles DOD: 11/27/2012			
Cont. from		Petitioner requests the Court fill the vacancy in the office of Trustee of TRUST B under the TAGUCHI FAMILY TRUST by appointing Petitioner as Trustee, based upon the following:	
	Aff.Sub.Wit.		
✓	Verified	• CHARLES Y. TAGUCHI and CHIAKI TAGUCHI , Settlers, created the TAGUCHI FAMILY TRUST on 10/21/1991, appointing themselves and Petitioner as Trustees (<i>copy of Trust attached as Exhibit A</i>);	
	Inventory	• On 2/20/1996 and 7/1/1998, the Settlers amended the Trust (<i>copies of amendments attached as Exhibits B and C</i>);	
	PTC	• By the 7/1/1998 amendment the Petitioner was removed as Co-trustee, Chiaki Taguchi resigned as Trustee, and WALTER TAGUCHI was appointed as a Trustee; SHIZUKO TAGUCHI was named as the alternate Trustee after Walter Taguchi;	
	Not.Cred.	• After the death of Chiaki Taguchi, the Trustee was to divide the Trust estate into TRUST A and TRUST B according to the terms of the TAGUCHI FAMILY TRUST ; the subject of this Petition is TRUST B ;	
✓	Notice of Hrg	• On 4/28/2003, Walter Taguchi resigned and refused to serve as Trustee of both TRUST A and TRUST B (<i>copy of resignation attached as Exhibit D</i>); this left Charles Taguchi as the sole Trustee of both trusts, and Shizuko Taguchi as his only named successor trustee;	
✓	Aff.Mail	• On 3/11/2008, the " Second Amendment to Trust A " was executed by Charles Taguchi nearly 9 years after his wife Chiaki died, which amended only TRUST A by appointing Charles and Petitioner as co-trustees of TRUST A (<i>copy of second amendment attached as Exhibit E</i>);	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		~Please see additional page~	
			Reviewed by: LEG
			Reviewed on: 9/11/14
			Updates:
			Recommendation:
			File 10 – Taguchi Family Trust

Petitioner states, continued:

- In 2011, Shizuko Taguchi apparently signed the 2010 income tax returns for **TRUST B** as the Trustee of **TRUST B** (copy of first page of federal tax return and letter of instructions from CPA to Shizuko attached as Exhibit F); Shizuko also signed as Trustee the income tax returns of **TRUST B** for 2011 and later;
- By email dated 6/16/2014, Walter Taguchi's legal counsel advised that Shizuko had resigned as Trustee of **TRUST B**, although it is unclear when the resignation was effective; it appears that Shizuko took no action as Trustee of **TRUST B** except for signing income tax returns;
- On 10/30/2012, Charles purported to amend the whole **TAGUCHI FAMILY TRUST** by his "**Second Amendment to the Taguchi Family Trust**;" the Trust instrument allows the trustors "acting jointly" to amend the trust; (copy of second amendment to family trust attached as Exhibit G);
- Petitioner recognizes that Charles was allowed to amend his **TRUST A**; however, after the death of Chiaki Taguchi, **TRUST B** was irrevocable and this "**Second Amendment to the Taguchi Family Trust**" was not effective as to **TRUST B**, which Walter Taguchi has conceded through his legal counsel;
- About 1/18/2013 [following Charles death on 11/27/2012], Walter Taguchi executed a "Notification by Trustee Pursuant to Probate Code Section 16061.7" claiming to be the Trustee of the **TAGUCHI FAMILY TRUST** and "all trusts created thereunder;" (copy of notification attached as Exhibit H);
- The history of the Trustee of **TRUST B** is summarized as follows:
 - After the Amendment to Trust Agreement dated 7/1/1998, **CHARLES TAGUCHI** and **WALTER TAGUCHI** were the Trustees of the Trust;
 - **SHIZUKO TAGUCHI** was to be the successor trustee after Walter Taguchi;
 - **TRUSTs A** and **B** were formed after Chiaki Taguchi's death in 1999;
 - Walter Taguchi resigned and refused to act as Trustee of **TRUSTs A** and **B** on 4/28/2003;
 - This left Charles Taguchi as the sole trustee;
 - After Charles' death in 2012, Shizuko Taguchi should have been the sole trustee of **TRUST B** per the documents;
- Other than sign income tax returns, it appears that Shizuko Taguchi has acquiesced in allowing Walter Taguchi, the Trustee of **TRUST A**, to also manage **TRUST B** and to claim to be the Trustee of **TRUST B**;
- In fact, per the documents and per [Shizuko Taguchi's] alleged resignation, there is a vacancy in the office of Trustee of **TRUST B**;
- The best person to fill the vacancy is Petitioner, who in all likelihood will be the sole beneficiary of **TRUST B**; Petitioner, who is an adult, hereby nominates herself as Trustee;
- Probate Code § 15660(d) provides that [in selecting a trustee] "the Court shall give consideration to any nomination by the beneficiaries who are 14 years of age or older."
- After the death of Chiaki in 1999, the Trust was to be divided into **TRUST A** and **TRUST B**, each having an undivided ½ interest; Walter Taguchi, purporting to be Trustee, has prepared accountings for the Trust through 12/31/2013 and provided them to Petitioner;
- Petitioner has asked Walter Taguchi through counsel about certain transactions, and have not yet received a response; those questions are shown on the attached *Exhibit I*;
- Pursuant to the Trust terms, **TRUST B** shall be held for the benefit of Petitioner until she reaches age 60 on 1/2/2019, when the trust estate will be distributed to Petitioner;
- In the meantime, the Trustee is required to pay Petitioner **\$1,500.00** per month;
- Petitioner has not received any such payments; only if she does not survive until age 60 will the contingent beneficiaries take anything from **TRUST B**;
- According to Walter Taguchi's accounting, as of 12/31/2013, the assets of **TRUST B** consist of cash and real property with a total value of **\$468,354.16**, ½ being **\$234,177.08**.

~Please see additional page~

Petitioner requests that:

1. The Court fill the vacancy in the office of Trustee of **TRUST B**, under authority of Probate Code § 15660;
2. Petitioner Hiroko Taguchi be appointed to fill that vacancy, to serve without bond;
3. The Court order Walter Taguchi to provide Petitioner with a full and complete accounting through the date of turnover of **TRUST B** assets to her as successor trustee, including answers to the questions previously asked by Petitioner *[please refer to Exhibit I, summarized below.]*

Exhibit I attached to the Petition consists of a copy of email correspondence from Attorney JEFFREY JAECH dated 5/15/2014, posing the following questions to Attorney DANIEL MCCLOSKEY:

1. Is Shizuko Taguchi acting as trustee of Trust B? According to the paperwork [he] has, she was named as alternate trustee in the trust amendment dated 7/1/1998. [He sees] that Walter resigned as trustee of both Trust A and Trust B by a document dated 4/28/2003. By that time, Chiaki was deceased, so Trust B could not be amended. This would make Shizuko the sole trustee of Trust B after Charles' death. Did she decline to act? If so, how was a replacement appointed?
2. In the 2003 accounting, the 12/31/2013 disbursement adjustment "for 2012 checks misposted" – what is that? What checks were misposted?
3. On the accounting from 1/1/2013 to 3/15/2013 sent previously, [they see] a deposit of **\$3,862.41** on 1/10/2013 described as "Balance of savings, checking & property accounts." [They see] on the disbursement schedule the closing of the two checking accounts on 1/10/2013, but they total only **\$3,319.64**. [They] are assuming the difference came from the savings account mentioned, but [they] see no mention of a savings account in the 2012 accounting. Was there such a savings account? If so, were there transactions in that account that have not been reported on the accountings?
4. [He does] not see the sales of the piano and antique sewing machine shown in the 2013 accounting. Were those items sold in 2014? Who were the buyers and what were the sale prices?

Reply email dated 5/21/2014 from **SYLVIA CASAUS** of Mr. McCloskey's office contains an answer to question 4 regarding the sale, price and buyers of the piano and sewing machine; and a statement that Mr. McCloskey will respond to the remaining questions after he has an opportunity to review the accounting once more.

Age: 56		<u>NO TEMPORARY REQUESTED</u>		NEEDS/PROBLEMS/COMMENTS:		
		STEPHEN GUERTIN , brother, is Petitioner, and requests appointment as Conservator of the Person with medical consent powers.		Court Investigator advised rights on 08/28/14. 1. Need Capacity Declaration.		
Cont. from		Petitioner states that Donald is developmentally disabled and unable to handle his obligations and medical needs independently. Donald needs help managing all of his affairs.				
	Aff.Sub.Wit.					
✓	Verified	Court Investigator Jennifer Young filed a report on 09/08/14.				
	Inventory					
	PTC					
	Not.Cred.					
✓	Notice of Hrg					
✓	Aff.Mail	w/				
	Aff.Pub.					
	Sp.Ntc.					
✓	Pers.Serv.	w/				
✓	Conf. Screen					
✓	Letters					
✓	Duties/Supp					
	Objections					
✓	Video Receipt					
✓	CI Report					
	9202					
✓	Order					
	Aff. Posting					
	Status Rpt					
	UCCJEA					
✓	Citation					
	FTB Notice					
			Reviewed by: JF			
			Reviewed on: 09/11/14			
			Updates:			
			Recommendation:			
			File 11 - Guertin			

Petition to Determine Succession to Real Property (Prob. C. 13151)

DOD: 5/11/12	KARING K. CLOUD , Trustee of the Cloud Family Trust, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Attachment 11 does not include the decedent's interest in the property as required. 2. Inventory and Appraisal does not include an attachment 1. However it does list a total for attachment 1 assets. Note: Petitioner is only requesting the real property pass and not any personal property.
	40 days since DOD.	
	No other proceedings.	
Cont. from	Will dated 1/8/2009 devised entire estate to the Trustee of the Cloud Family Trust.	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
Inventory		
PTC		
Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg	I & A - \$125,000.00	
<input checked="" type="checkbox"/> Aff.Mail	W/	
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
<input checked="" type="checkbox"/> Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: KT
		Reviewed on: 9/11/14
		Updates:
		Recommendation:
		File 12 – Cloud

Probate Status Hearing Re: Failure to File a First Account or Petition for Final Distribution

DOD: 12/18/02		<p>FRANK T. RAMIREZ, was appointed Administrator with limited IAEA authority and without bond on 10/21/03. Letter were issued on 10/23/03.</p> <p>Inventory & Appraisal, final filed 12/10/03 - \$27,500.00</p> <p>Notice of Status Hearing filed 11/08/13 set this matter for hearing re: Failure to File a First Account or Petition for Final Distribution. Clerk's Certificate of Mailing states that the Notice of Status Hearing was mailed to attorney Bruce Kennedy and Administrator Frank Ramirez on 11/08/13.</p> <p>Fourth Status Report of Administrator filed 09/11/14 states:</p> <ol style="list-style-type: none"> The decedent had held title to real property located on Brawley in Fresno in joint tenancy with her mother, Maria Ramirez. In 1965, Maria Ramirez died and decedent recorded an affidavit of death confirming title to her as Maria's surviving joint tenant. In 1970, the decedent married Luciano Medina and in 2002, the decedent conveyed her separate property interest in the property to herself and her spouse as community property. By her will dated 12/17/99, the decedent provided that her retained community property interest was to pass ½ to her surviving spouse and ½ to her sole surviving sister, Concepcion Ramirez. The decedent was survived by nieces, nephews, grand-nieces, and grand-nephews of her four predeceased sisters, all of whom were given notice of the probate. Luciano Medina died intestate and without a spouse or issue on 01/18/03. Prior to his death, he conveyed his community property interest in the property to his nephew, Luciano Medina Calixto by a deed dated 01/16/03 and recorded 01/21/03. 	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>CONTINUED FROM 7/22/14 Minute Order from 07/22/14 states: The Court will continue this matter to allow Mr. Kennedy an opportunity to seek clearance or consent from the DHS so the property can be sold outside of the Probate estate. If received, the Court will allow a petition to close the estate and a petition for small estate disposition to be filed with a fee waiver. The fee waiver will be subject to any money from the sale of the property.</p> <p>1. Petitioner proposes to distribute the real property asset of the estate by way of an Affidavit Re Real Property of Small Value outside of the estate and then file a dismissal of the estate. However, the administration of this estate has been ongoing since 2003, a Final Inventory & Appraisal has been filed, Creditor's Claims have been filed, therefore an Accounting/Report on Waiver Account and Petition for Distribution is necessary to complete the estate administration and pass the estate assets to the beneficiary through this probate estate.</p>
Cont. from 011414, 052314, 072214			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
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Notice of Hrg			
Aff.Mail			
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Sp.Ntc.			
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Letters			
Duties/Supp			
Objections			
Video Receipt			
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Status Rpt			
UCCJEA			
Citation			
FTB Notice			

Continued on Page 2

6. On 01/18/05, Administrator filed a petition to rescind the gift of Nora of a community property interest to her spouse, Luciano Medina, and to cancel Luciano's subsequent conveyance to his nephew on the grounds of undue influence, fraud, and abuse of fiduciary relationship, seeking to determine title to the property.
7. On 02/10/06, a decision was rendered by Hon. Stephen J. Kane, finding that the conveyance by decedent's spouse to his nephew should be cancelled and the property restored to the Estate of Luciano Medina, and because the claim of the invalidity of the deed of the decedent to her spouse had been withdrawn, this decision yielded an undivided $\frac{3}{4}$ interest in the property to Luciano's estate and an undivided $\frac{1}{4}$ interest in the property in the decedent's estate.
8. Because the decedent's spouse, Luciano Medina, died intestate, unmarried and without surviving issue, his $\frac{3}{4}$ interest in the property which was derived from the separate and community property of his predeceased spouse, the decedent herein, passed to the surviving issue of the parents of decedent under Probate Code § 6402.5(a)(3) and 240.
9. Accordingly, Petitioner filed a petition in the estate of Luciano Medina to determine succession on the undivided $\frac{3}{4}$ interest in the property to the 12 heirs of the decedent entitled to succeed to this interest, resulting in an order establishing title in separate undivided interests in the property comprising $\frac{3}{4}$ interest in the property in the heirs of the decedent.
10. All of the heirs of decedent agreed to place their distributive shares into an irrevocable trust to be administered by Frank Ramirez (Administrator) as trustee, which trust was to become subject to the jurisdiction of this Court in the administration of the estate of the decedent.
11. The irrevocable trust provides that its beneficiaries will all bear, in proportion to their individual undivided interests in the property, the expenses of the litigation by which the deed by the Luciano Medina to his nephew was cancelled. The trust also provides that approval of attorney's fees and expenses shall be approved by this Court in the administration of the decedent's estate.
12. The only asset of the Estate is an undivided $\frac{1}{4}$ interest in the property.
13. The final Inventory & Appraisal of the estate was filed 12/10/03 showing the value of a $\frac{1}{2}$ undivided interest in the real property was \$27,500.00. A subsequent appraisal done in December 2010 showed a total value of the property to be \$40,000.00. Therefore, an undivided $\frac{1}{4}$ interest in the property would be valued at \$10,000.00. Administrator declares that such Inventory & Appraisal contains all of the assets of the estate.
14. The CA Dept. of Health Care Services holds a lien against the property in the amount of \$10,000.00 (without interest) to settle its claim against the estate of both the decedent and her spouse for Medi-Cal services rendered to them during their lifetimes.
15. All debts of the decedent and of the estate and all expenses of administration, including closing expenses, commission to the Administrator and his attorney remain to be paid. The estimated ordinary commissions and attorney's fees are \$400.00.
16. The Administrator has advanced costs in the amount of \$15,301.00 for litigation costs, property taxes, and property maintenance expenses for raising the building structures located on the property and the disposal of the debris.
17. Administrator's attorney, Bruce Francis Kennedy, has performed extraordinary services on behalf of the Administrator and the estate from 05/13/03 – 12/25/13. The total value of those services is \$78,251.60, which includes costs in the amount of \$81.60.
18. The Administrator has made no distributions from the estate.
19. By letter dated 03/20/14, Petitioner alerted all of the beneficiaries of the Trust that, because of the lien against the real property of the probate estate, and because of the expenses of litigation and the continued maintenance of the real property, there would in all likelihood be nothing in either the probate estate or trust estate available for distribution to the beneficiaries. None of the beneficiaries has communicated any objection to the Petitioner that would prevent him from taking the action that he has proposed to take to transfer title to the probate estate real property to its sole beneficiary, Concepcion Ramirez.

20. At the hearing on the previous status report of Administrator held on 07/22/14, the Court continued the hearing to permit the administrator to obtain a consent from the Dept. of Health Care Services ("DHS") to allow a sale of the property and a pay-off of the lien outside of the probate estate.
21. The Administrator, through his attorney, has made several attempts to gain the consent of the DHS to this handling of the sale of the property. A phone conference with the DHS was held on 07/23/14, however since then there has been no response from the DHS to repeated e-mails and phone calls.
22. The Administrator believes that there is an imminent danger that the escrow will fall through due to the withdrawal of the buyer's interest in waiting any longer for the escrow to close. Accordingly, the administrator respectfully requests guidance from the Court with respect to finding an acceptable resolution of this matter.

Status Hearing Re: Filing of the First Account and/or Petition for Final Distribution

		ROGER DAY , son, was appointed Executor with full IAEA authority with bond set at \$85,000.00 on 10/19/2013.	NEEDS/PROBLEMS/COMMENTS:
		Letters issued 01/14/2013.	
Cont. from 041814, 060614, 080514		Inventory & Appraisal filed 03/08/2013 shows an estate valued at \$235,148.00 consisting of real property.	Minute Order of 08/05/2014: Attorney Krbecheck is not present on today's date. The Court will continue the matter to continue the matter to accommodate his appearance.
Aff.Sub.Wit.		Minute Order of 10/19/2013 set this matter for hearing.	
Verified		Former Status Report filed 06/02/2014 the most recent hearing on this matter was on 04/18/2014. Attorney informed the Court, he has a solid working draft of the petition for final distribution. Bank records necessary to complete the petition were subpoenaed on 04/28/2014. The subpoena requested production of the bank records by 05/23/2014. The bank has communicated that they are assembling the documents and should be able to produce them on or about 06/06/2014. With this information the schedules on the petition for final distribution can be completed. Based on the forgoing a 30 day continuance of the Status Hearing is requested in order to complete and file the petition for final distribution.	Minute Order of 04/18/2014: The Court notes that the bond has been posted and the minute order of 10/19/2012 shows Dale G. Mell as the executor. Dale G. Mell is ordered to be personally present on 06/06/2014 if the required documents have not been filed.
Inventory			
PTC		Declaration of Randolph Krbechek filed 08/05/2014 states he cannot attend the hearing set for 08/05/2014 because he is required to be in Redwood City at the same time for the final Pre-Trial conference in a pending superior court action. The trial in San Mateo case is set to commence on 08/11/2014. Based thereon, it is respectfully requested that the court continue the hearing on this matter to its next available date.	Copy of Minute Order mailed to Dale G. Mell on 04/18/2014.
Not.Cred.			
Notice of Hrg		1. Need First Account or Petition for Final Distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.	
Aff.Mail			
Aff.Pub.		Reviewed by: LV	
Sp.Ntc.			
Pers.Serv.		Reviewed on: 09/12/2014	
Conf. Screen		Updates: 09/15/2014	
Letters		Recommendation:	
Duties/Supp		File 14 – Mell	
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			

Please see additional page

Declaration of Randolph Krbechek Regarding Case Management Conference and Request for Continuance filed 09/15/2014 states he has known the executor, Dale Mell, for many years as a fellow professional. Mr. Mell is a licensed surveyor, each have worked together on numerous matters. He has also testified as an expert witness in cases that Attorney Krbechek has tried. For reasons that cannot be fully understood each is experiencing inordinate difficulty in closing the estate. Attorney Krbechek requests the Court's assistance in addressing this matter.

Petition to Fix Residence Outside the State of California

Age: 16		<p>SANDRA ROMERO CRANE, maternal grandmother/Guardian, is Petitioner.</p> <p>SANDRA ROMERO CRANE was appointed as guardian on 11/16/99.</p> <p>Father: JESUS ROSALES (Petitioner indicates that notice was dispensed by the Court and that he is homeless)</p> <p>Mother: NATALIE RIVAS-GONZALEZ – served by mail on 08/20/14</p> <p>Paternal grandparents: NOT LISTED</p> <p>Maternal grandfather: UNKNOWN</p> <p>Petitioner alleges that she received death threats from the mother's ex-husband and also from the mother's current boyfriend who is a validated bulldog gang member. Petitioner alleges that she was in fear for her life and has moved to Las Vegas.</p> <p>Petitioner requests permission to fix the residence of the minor outside the state of California to Nevada.</p> <p>Petitioner states the duration of the out-of-state move is expected to be more than four months and a guardianship will be commenced in the place of the new residence.</p> <p>Declaration filed 09/11/14 by Natalie Rivas-Gonzalez attaches letters from both her and Adriana asking that the court not grant the Petition to move Adriana to Nevada and grant the mother's petition for termination. Both state that Adriana is no longer seeing Xavier Vindiola and that the mother is no longer friends with Jesse Vindiola. Mother denies that Jesse Vindiola ever threatened the Petitioner. She states that Mr. Vindiola is no longer involved with gangs, having left that lifestyle to commit to his family, and recently got custody of his kids returned to him. Further the mother states that she cannot control what her ex-husband says and acknowledges that he voiced "ugly words" to Petitioner.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Note:</u> Mother Natalie Rivas-Gonzalez filed a petition to terminate the guardianship that is set for hearing on 09/30/14.</p> <p>1. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for:</p> <ul style="list-style-type: none"> a. Jesus Rosales (father) b. Paternal grandparents c. Maternal grandfather <p><u>Note:</u> If the Petition is granted, a status hearing will be set as follows:</p> <ul style="list-style-type: none"> • 01/20/15 at 8:00 am in Dept. 303 re: establishing a guardianship is Nevada
Cont. from			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
✓ Notice of Hrg			
✓ Aff.Mail w/			
Aff.Pub.			
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Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			

Reviewed by: JF
Reviewed on: 09/11/14
Updates: 09/12/14
Recommendation:
File 15 – Rivas

Age: 9		FELIPE BAUTISTA , Father, is Petitioner. MARIA BAUTISTA , Paternal Grandmother, was appointed guardian on 5-8-06. Mother: VANESSA NICOLE NORIEGA Paternal Grandfather: Antonio Bautista Maternal Grandfather: Victor Manuel Noriega Maternal Grandmother: Kathy Ann Noriega	NEEDS/PROBLEMS/COMMENTS: <u>Note:</u> Petitioner's visits were previously terminated pursuant to minute order 9-30-13 unless the guardian deemed visits appropriate and safe for the child. At the hearing on Petitioner's prior petition for visitation on 6-17-14, the parties participated in mediation. An agreement filed by Petitioner indicates a schedule for specific dates in June 2014, but does not appear to include an ongoing schedule. 1. Need Notice of Hearing. 2. Need proof of service of Notice of Hearing at least 15 days prior to the hearing on the guardian. 3. The Court may require notice to the mother and other relatives as well.	
DOB: 8-5-05				
<input type="checkbox"/>	Aff.Sub.Wit.			
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<input type="checkbox"/>	FTB Notice			
			Reviewed by: skc Reviewed on: 9-11-14 Updates: Recommendation: File 16 - Bautista	

Age: 22 Cont'd from 071514	TIM COLLINS , Father, is Conservator. The Conservator's Third Account was settled on 7-31-13 and the Court set this status hearing for the filing of the Fourth Account.	NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR.</u> 4 th Account approved on 8/14/14.																																																			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td style="width: 150px;">Aff.Sub.Wit.</td><td></td></tr> <tr><td>Verified</td><td></td></tr> <tr><td>Inventory</td><td></td></tr> <tr><td>PTC</td><td></td></tr> <tr><td>Not.Cred.</td><td></td></tr> <tr><td>Notice of Hrg</td><td></td></tr> <tr><td>Aff.Mail</td><td></td></tr> <tr><td>Aff.Pub.</td><td></td></tr> <tr><td>Sp.Ntc.</td><td></td></tr> <tr><td>Pers.Serv.</td><td></td></tr> <tr><td>Conf. Screen</td><td></td></tr> <tr><td>Letters</td><td></td></tr> <tr><td>Duties/Supp</td><td></td></tr> <tr><td>Objections</td><td></td></tr> <tr><td>Video Receipt</td><td></td></tr> <tr><td>CI Report</td><td></td></tr> <tr><td>9202</td><td></td></tr> <tr><td>Order</td><td></td></tr> <tr><td>Aff. Posting</td><td></td></tr> <tr><td>Status Rpt</td><td></td></tr> <tr><td>UCCJEA</td><td></td></tr> <tr><td>Citation</td><td></td></tr> <tr><td>FTB Notice</td><td></td></tr> </table>	Aff.Sub.Wit.		Verified		Inventory		PTC		Not.Cred.		Notice of Hrg		Aff.Mail		Aff.Pub.		Sp.Ntc.		Pers.Serv.		Conf. Screen		Letters		Duties/Supp		Objections		Video Receipt		CI Report		9202		Order		Aff. Posting		Status Rpt		UCCJEA		Citation		FTB Notice			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td>Reviewed by: KT</td></tr> <tr><td>Reviewed on: 9/11/14</td></tr> <tr><td>Updates:</td></tr> <tr><td>Recommendation:</td></tr> <tr><td>File 17 - Collins</td></tr> </table>	Reviewed by: KT	Reviewed on: 9/11/14	Updates:	Recommendation:	File 17 - Collins
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File 17 - Collins																																																					

Petition for Visitation

		MARY A. HOLGUIN , Paternal Grandmother of Gabriel and Isaiah, is Petitioner.
Cont. from 063014, 080514		
	Aff.Sub.Wit.	
✓	Verified	
	Inventory	
	PTC	
	Not.Cred.	
✓	Notice of Hrg	
	Aff.Mail	
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	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
	9202	
	Order	X
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

NEEDS/PROBLEMS/COMMENTS:
<u>Continued from 6-30-14, 8-5-14</u>
<u>Minute Order 6-30-14:</u> The petitioner is directed to file the proof of service for Yolanda Olivas with the Clerk's office. The petitioner agrees to participate in mediation on 7-14-14 at 10:30 regarding the issue of visitation. The petitioner is directed to provide notice to Yolanda Olivas and advise her of the mediation date and time.
<u>Note:</u> Notice of Hearing filed 6-30-14 indicates personal service on the Guardian and the Mother on 5-29-14. Proof of service filed 7-14-14 indicates that Petitioner mailed the mediation referral to the guardian and the mother on 7-10-14.
<u>Minute Order 8-5-14:</u> The Court requires that both the mother and the father be served. The Court orders the Court Investigator to contact Child Protective Services regarding the housing conditions and if Esperanza Diaz is around the home where the children reside.
Reviewed by: skc
Reviewed on: 9-10-14
Updates:
Recommendation:
File 18 – Diaz, Alvarez, Lopez & Garcia

19 Jose Manuel Ramirez Rojo and Rodolfo Gonzalez Rojo (GUARD/P)

Case No. 12CEPR00715

Atty Castro, Rafael Rojo (Pro Per – Maternal Grandfather – Petitioner)

Atty Barajas, Maria Estela Aguirre (Pro Per – Maternal Grandmother – Petitioner)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

NO TEMP REQUESTED			NEEDS/PROBLEMS/ COMMENTS:
<p>RAFAEL ROJO CASTRO and MARIA ESTELA AGUIRRE BARAJAS, Maternal Grandparents, are Petitioners.</p> <p>Mother: MARIA ISABEL ROJO - Personally Served 8-19-14</p> <p>Father (Jose): MANUEL RAMIREZ ESPINOZA - Declaration of Due Diligence filed 8-29-14</p> <p>Paternal Grandfather (Jose): Deceased Paternal Grandmother (Jose): Epifania Espinoza</p> <p>Father (Rodolfo): RODOLFO GONZALES BAUTISTA - Declaration of Due Diligence filed 8-29-14</p> <p>Paternal Grandfather (Rodolfo): Unknown - Declaration of Due Diligence filed 8-29-14</p> <p>Paternal Grandmother (Rodolfo): Mrs. Bautista - Mailed service 8-25-14</p> <p>Petitioners state the mother is not able to provide stability or a home for the children. She shows no interest in their schooling. Jose Manuel's father sells and uses drugs. Rodolfo's father is in Mexico and has remarried. He has no interest in the child.</p> <p>Court Investigator Julie Negrete filed a report on 9-2-14.</p>			
	Aff.Sub.Wit.		<p>1. If notice is not excused pursuant to the declarations of due diligence, the Court may require notice pursuant to Probate Code §1511 on the fathers of the two minors and the other grandparents.</p>
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W	
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.	W	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
✓	Clearances		
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
Reviewed by: skc			
Reviewed on: 9-11-14			
Updates:			
Recommendation:			
File 19 – Rojo Miners			

Age: 8 years		<p>THERE IS NO TEMPORARY. No temporary was requested.</p> <p>ZELDA HARVEY, maternal aunt, is petitioner.</p> <p>Father: UNKNOWN</p> <p>Mother: JANETTA BENTLEY – Declaration of Due Diligence filed on 5/29/14.</p> <p>Paternal grandparents: Unknown Maternal grandfather: Deceased Maternal grandmother: Zelda Jackson</p> <p>Petitioner states mom is homeless and uses drugs.</p> <p>Court Investigator Jennifer Daniel's Report filed on 7/21/14.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 7/29/14. As of 9/10/14 the following issues remain:</p> <ol style="list-style-type: none"> 1. UCCJEA is incomplete. Need the minor's residence information from July 2009 – September 2013. 2. Petition states the name of the father and paternal grandparents are unknown. Need Declaration of Due Diligence. 3. Need Notice of Hearing. 4. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or consent and waiver of notice on: <ul style="list-style-type: none"> a. Janetta Bentley (mother) b. Unknown father <ul style="list-style-type: none"> - Unless the court dispenses with notice. 5. Need proof of service of the Notice of Hearing along with a copy of the petition or consent and waiver of notice on: <ul style="list-style-type: none"> a. Zelda Jackson (maternal grandmother) b. Unknown paternal grandparents – unless the court dispenses with notice. 	
Cont. from 072914				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg			X
	Aff.Mail			X
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			X
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
<p>Reviewed by: KT</p> <p>Reviewed on: 9/10/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 20 – Bentley</p>				

Atty Orozco, Norma (Pro Per – Maternal Grandmother – Petitioner)

Petition for Appointment of Guardian of the Person (Prob. C. 1510).

			TEMP DENIED 7-28-14	NEEDS/PROBLEMS/ COMMENTS: <u>Minute Order 7-28-14 (Temp):</u> The petition is denied. The general hearing remains set for 9-16-14. Toni Orozco (Mother) is ordered to be personally present on 9-16-14.
			NORMA OROZCO , Maternal Grandmother, is Petitioner.	
			Father: HECTOR ESCOBEDO - Consents and waives notice	1. Need proof of service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing on paternal grandparents and maternal grandfather per Probate Code §1511.
			Mother: TONI OROZCO - Present at temp hearing 7-28-14	
			Paternal Grandfather: Fernando Escobedo	
			Paternal Grandmother: Elvira Escobedo	
			Maternal Grandfather: Antonio Orozco	
			Petitioner states the mother takes the children to Tijuana, Mexico to visit her husband, who was deported for DUI and domestic violence. Petitioner describes one incident where the mother's husband kicked them out and the mother had to walk back to the town on a dirt road in the middle of the night with the children. In another incident, the mother was arrested in Mexico for an unknown reason. She continues to put her daughters in danger by taking them out of the country, even when she knows DSS and CPS have cases open against her. Petitioner is very concerned for her granddaughters. She believes her daughter is mentally unfit to care for the children at this time. Petitioner also filed a declaration with additional information. Please see file for details.	
			Court Investigator Charlotte Bien filed a report on 9-5-14.	
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg	x		
	Aff.Mail	x		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
✓	Clearances			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			

Petition to Determine Succession to Real Property (Prob. C. 13151)

DOD: 7-26-13		BRIAN SELLAI, MATT SELLAI, DANIELLE CRUZ, and COURTNEY WHITE , adult children of the decedent, are Petitioners.	NEEDS/PROBLEMS/COMMENTS:
		40 days since DOD	<ol style="list-style-type: none"> <u>Examiner notes the following discrepancies with the signatures on the petition:</u> <ul style="list-style-type: none"> - The only original signature appears to be that of Brian Sellai, and it is not dated. - The signature of Matt Sellai is a copy. - The signatures of Danielle Cruz and Courtney White are not originals. They appear to be printed color scans. - The signatures of Danielle Cruz and Courtney White are dated from November 2013 (approx. 10 months ago). <p>The Court may require original dated signatures from all petitioners.</p> <u>Need amended Inventory and Appraisal.</u> The Inventory and Appraisal is not verified by any of the petitioners and is blank at #3 and #5. (This is pertinent information regarding whether the inventory contains all of the estate assets, showing whether the estate qualifies for summary proceeding under §13150. <u>The petition is blank at #9(a)(7) or (8).</u> Is the decedent survived by issue of a predeceased child?
<input type="checkbox"/>	Aff.Sub.Wit.	No other proceedings	
<input checked="" type="checkbox"/>	Verified	I&A: \$73,500.00 (real property, vehicle, personal property)	
<input type="checkbox"/>	Inventory	Decedent died intestate	
<input type="checkbox"/>	PTC	Petitioners request Court determination that the decedent's real property, vehicle, and personal property passes as follows:	
<input type="checkbox"/>	Not.Cred.	Real property: Brian Sellai	
<input type="checkbox"/>	Notice of Hrg	Vehicle: Courtney White	
<input type="checkbox"/>	Aff.Mail	Personal property: Brian Sellai, Matt Sellai, Danielle Cruz, and Courtney White, jointly	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Page 2

NEEDS/PROBLEMS/COMMENTS (Cont'd):

4. The petition does not state what the decedent's interest in all of the assets was at Attachment 11.
5. The petition was filed by Petitioner Brian Sellai alone. Need Notice of Hearing (DE-120) and proof of service of Notice of Hearing at least 15 days prior to the hearing on the other three Petitioners and anyone else entitled to notice pursuant to Probate Code §13153.
6. The petition requests to distribute the assets in a manner inconsistent with intestate succession, and cannot go forward as prayed. If the four petitioners are the heirs, then pursuant to Probate Code §6401, they are each entitled to an equal share of all assets. There is no provision for distribution pursuant to agreement or assignments of interest in this type of summary proceeding.

(Attachment 14 requests distribution of the real property to Brian Sellai, the vehicle to Courtney White, and the personal property to all four siblings jointly.)

Petition for Appointment of Temporary Guardian of the Person (Prob. C. 2250)

Age: 1		<u>GENERAL HEARING 11/05/14</u>		NEEDS/PROBLEMS/COMMENTS:	
		COURTNEY BESS , maternal aunt, is Petitioner.		This Petition pertains to Jasean only.	
		Father: NOT LISTED		1. Need <i>Notice of Hearing</i> .	
Cont. from		Mother: JEZELL BESS		2. Need proof of personal service at least 5 court days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Temporary Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for:	
<input type="checkbox"/>	Aff.Sub.Wit.	Paternal grandparents: NOT LISTED		a. Father	
<input checked="" type="checkbox"/>	Verified	Maternal grandfather: JEFFERY BESS		b. Jezell Bess (mother) – unless diligence is found.	
<input type="checkbox"/>	Inventory	Maternal grandmother: YOLANDA MOORE			
<input type="checkbox"/>	PTC				
<input type="checkbox"/>	Not.Cred.				
<input type="checkbox"/>	Notice of Hrg	<input checked="" type="checkbox"/>			
<input type="checkbox"/>	Aff.Mail	Petitioner alleges that the mother is out on the streets and left her children.			
<input type="checkbox"/>	Aff.Pub.	Petitioner alleges that the mother is out partying and going to jail. Petitioner states that Jasean needs a caring and stable place to grow up in.			
<input type="checkbox"/>	Sp.Ntc.				
<input type="checkbox"/>	Pers.Serv.	<input checked="" type="checkbox"/>			
<input checked="" type="checkbox"/>	Conf. Screen				
<input checked="" type="checkbox"/>	Letters				
<input checked="" type="checkbox"/>	Duties/Supp				
<input type="checkbox"/>	Objections				
<input type="checkbox"/>	Video Receipt				
<input type="checkbox"/>	CI Report				
<input type="checkbox"/>	9202				
<input checked="" type="checkbox"/>	Order				
<input type="checkbox"/>	Aff. Posting				
<input type="checkbox"/>	Status Rpt				
<input checked="" type="checkbox"/>	UCCJEA				
<input type="checkbox"/>	Citation				
<input type="checkbox"/>	FTB Notice				
				Reviewed by: JF	
				Reviewed on: 09/11/14	
				Updates:	
				Recommendation:	
				File 23A – Bess & Somlin	

23A

Petition for Appointment of Temporary Guardian of the Person (Prob. C. 2250)

Age: 4		<u>GENERAL HEARING 11/05/14</u>		NEEDS/PROBLEMS/COMMENTS:	
		BRESHIA ROBINSON , maternal great-aunt, is Petitioner.		This Petition pertains to Jashaya only.	
		Father: NOT LISTED		3. Need <i>Notice of Hearing</i> .	
Cont. from		Mother: JEZELL BESS – <i>Declaration of Due Diligence filed 09/02/14 states that she is avoiding petitioner to avoid taking responsibility for her children</i>		4. Need proof of personal service at least 5 court days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Temporary Guardian of the Person</i> <u>or</u> <i>Consent & Waiver of Notice</i> <u>or</u> <i>Declaration of Due Diligence</i> for:	
<input type="checkbox"/>	Aff.Sub.Wit.			c. Father	
✓	Verified			d. Jezell Bess (mother) – unless diligence is found.	
<input type="checkbox"/>	Inventory				
<input type="checkbox"/>	PTC				
<input type="checkbox"/>	Not.Cred.				
<input type="checkbox"/>	Notice of Hrg	X	Paternal grandparents: NOT LISTED		
<input type="checkbox"/>	Aff.Mail				
<input type="checkbox"/>	Aff.Pub.				
<input type="checkbox"/>	Sp.Ntc.				
<input type="checkbox"/>	Pers.Serv.	X	Maternal grandfather: JEFFERY BESS Maternal grandmother: YOLANDA MOORE		
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
<input type="checkbox"/>	Objections				
<input type="checkbox"/>	Video Receipt				
<input type="checkbox"/>	CI Report				
<input type="checkbox"/>	9202				
✓	Order				
<input type="checkbox"/>	Aff. Posting				
<input type="checkbox"/>	Status Rpt				
✓	UCCJEA				
<input type="checkbox"/>	Citation				
<input type="checkbox"/>	FTB Notice				
				Reviewed by: JF	
				Reviewed on: 09/11/14	
				Updates:	
				Recommendation:	
				File 23B – Bess & Somlin	